

**UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF TEXAS
WACO DIVISION**

ALIGN TECHNOLOGY, INC.,

Plaintiff,

v.

CLEARCORRECT OPERATING, LLC,
CLEARCORRECT HOLDINGS, INC., INSTITUT
STRAUMANN AG, & STRAUMANN USA, LLC

Defendants

Case No. 6:24-cv-00187-ADA-DTG

JURY TRIAL DEMANDED

CLEARCORRECT OPERATING, LLC,
CLEARCORRECT HOLDINGS, INC., &
STRAUMANN USA, LLC,

Counterclaim-Plaintiffs,

v.

ALIGN TECHNOLOGY, INC.,

Counterclaim-Defendant.

STIPULATION TO ADD A PARTY

The Parties, by and through counsel, stipulate as follows:

1. Plaintiff Align Technology, Inc. (“Align”) filed its Complaint on April 11, 2024. The Complaint named ClearCorrect Operating, LLC, ClearCorrect Holdings, Inc., and Institut Straumann AG as Defendants (“Original Defendants”).

2. On July 9, 2024, the Original Defendants answered Align’s Complaint and filed counterclaims against Align. *See* ECF No. 49. Counterclaim-Plaintiffs included Defendants and Straumann USA, LLC. *Id.*

3. The deadline to add new parties is March 6, 2025. *See* ECF No. 132. The parties stipulate to adding Counterclaim-Plaintiff Straumann USA, LLC as a named Defendant for the following existing causes of action, based on the same factual allegations in the Complaint:

COUNT	CLAIM
1	False advertising under the Lanham Act
2	Unfair competition
3	Civil conspiracy
4	Infringement of U.S. Patent No. 10,973,613 (direct, indirect, willful)
5	Infringement of U.S. Patent No. 11,154,384 (direct, indirect, willful)
6	Infringement of U.S. Patent No. 11,648,090 (direct, indirect, willful)
7	Infringement of U.S. Patent No. 11,648,091 (direct, indirect, willful)
8	Infringement of U.S. Patent No. 8,038,444 (direct, indirect, willful)
9	Infringement of U.S. Patent No. 10,456,217 (direct, indirect, willful)
10	Infringement of U.S. Patent No. 10,524,879 (direct, indirect, willful)
11	Infringement of U.S. Patent No. 11,369,456 (direct, indirect, willful)
12	Infringement of U.S. Patent No. 10,791,936 (indirect, willful)

4. The parties also stipulate that Straumann USA, LLC has the same defenses as the Original Defendants, as outlined in their Answer. *See* ECF No. 49. Straumann USA LLC does not stipulate to any new claim or theory. Straumann USA LLC has agreed not to challenge venue or jurisdiction in this District, but only for this action.

5. The case caption should be amended to add Straumann USA, LLC and should read as follows:

ALIGN TECHNOLOGY, INC.,

Plaintiff,

v.

CLEARCORRECT OPERATING, LLC,
CLEARCORRECT HOLDINGS, INC., INSTITUT
STRAUMANN AG, & STRAUMANN USA, LLC

Defendants

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CLEARCORRECT HOLDINGS, INC., &
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Counterclaim-Plaintiffs,

v.

ALIGN TECHNOLOGY, INC.,

Counterclaim-Defendant.

Dated: March 6, 2025

Respectfully submitted,

/s/ Brian C. Nash

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